



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
2 NAVY ANNEX
WASHINGTON, D.C. 20370-5100

TRG
Docket No: 1572-99
18 October 2000

[REDACTED]

Dear [REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 11 October 2000. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice.

The Board was unable to obtain your service record and conducted its review on the documentation that you submitted. The portion of the record concerning Naval Reserve retirement appears to be complete, with all periods of Navy service accounted for.

The available documentation shows that you enlisted in the Naval Reserve on 10 September 1953 and served in that component until you were honorably discharged on 19 July 1973, a period of almost 20 years. However, during your reserve service you only earned 16 qualifying years for reserve retirement. In order to be entitled to reserve retirement at age 60 you must have earned 20 qualifying years. A qualifying year is one in which an individual accumulates at least 50 retirement points.

The documentation shows that on 2 August 1973 the Naval Reserve Manpower Center sent you a letter informing you that you had 19 years, 10 months and 10 days of total service. In addition, the letter provided you with information on how to compute qualifying years for retirement. You were informed that you had to reenlist in order to earn further qualifying years. There is no indication that you had any further service in the Navy, Naval

Reserve or any other branch of the Armed Forces.

As indicated, the available records show that you only completed 16 qualifying years and were notified that you needed to earn further qualifying years in order to earn retirement. Therefore, the Board believed that you knew or should have known that you had not qualified for retirement. The Board concluded that a change in your record to show entitlement to reserve retirement is not warranted.

Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER
Executive Director